

FINDING OF NO SIGNIFICANT IMPACT
AND
DECISION RECORD

Mr. William Crouse, Road Right-of-Way

I. Decision:

It is my decision to issue a right-of-way (R/W) pursuant to the Federal Land Policy and Management Act of 1976 (FLPMA) and 43 CFR 2800, to Mr. William Crouse for authorization to continue use of an existing road for his private driveway. The road crosses public land within the W½SE¼SW¼, Section 14, T. 14 N., R. 1 W., Seward Meridian, Alaska. The R/W is approximately 2,600 feet long, 30 feet wide and will be issued for a term of 30 (thirty) years with the possibility of renewal. This decision incorporates the attached stipulations requested by the Mental Health Trust Office.

Fair market land use rental will be charged for the right-of-way.

II. Rationale for the Decision:

The action being authorized would not result in any undue or unnecessary environmental degradation. The Decision would authorize Mr. Crouse to continue using an existing road that crosses public land. The lands within the R/W are included in the Alaska Southcentral Planning Area Management Framework Plan (MFP), March 1980. Activity Objective L-2 of the MFP states that BLM will "satisfy needs for right-of-ways".

III. Finding of No Significant Impact:

Based on the analysis of potential impacts contained in the attached environmental assessment, I have determined that the impacts are not expected to be significant. Therefore, an environmental impact statement is not required.

IV. ANILCA Section 810 Compliance:

No significant restrictions of subsistence uses under Section 810 of the Alaska National Interest Lands Conservation Act have been found.

/s/ Nick Douglas
Anchorage Field Manager

January 27, 2000
Date

2 Attachments

1 - EA No. AK-040-99-036 (6pg)

2 - Stipulations (1pg)

STIPULATIONS

The following stipulations will be a part of the R/W grant for case file AA-81872:

1. The Grantee is authorized to use and maintain the existing road in its existing location. Reconstruction or realignment of the road requires the Authorized Officer's written approval.
2. No interest or property rights in the parcel, including materials, is authorized. "Materials" includes, but is not limited to, gravel, rock, sand, peat, timber, and all other vegetative materials.
3. The road is to be used for residential purposes only. No commercial use is allowed.
4. The Grantee shall provide an As-Built Survey to the Authorized Officer and to the Trust Land Office within 90 days of the Grant being issued. The As-Built Survey shall be performed by a registered land surveyor authorized to perform surveys in Alaska and must be in compliance with State law and meet the requirements of 11 AAC 06.040.
5. The Grantee shall be solely responsible for all road maintenance. The Grantee shall make no claims against the Trust Land Office or the Mental Health Trust Authority for road maintenance.
6. The Grantee hereby indemnifies and holds the Trust Land Office and Alaska Mental Health Trust Authority from and against any and all claims which may result from this action.